

**ORIGINAL**

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FILED IN THE  
 UNITED STATES DISTRICT COURT  
 DISTRICT OF HAWAII

MAR 21 2006

at 8 o'clock and 35 min. M  
 SUE BEITIA, CLERK

**LODGED**

MAR 17 2006  
 [Signature]  
 CLERK, U. S. DISTRICT COURT  
 DISTRICT OF HAWAII

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF HAWAII

UNITED STATES OF AMERICA	)	CR. NO. 05-00189 DAE
	)	APPLICATION AND ORDER
Plaintiff	)	REGARDING TEMPORARY
	)	TRANSFER OF CUSTODY TO
vs.	)	THE STATE OF HAWAII
MICHAEL MIYASATO (04),	)	REGARDING WRIT OF HABEAS
	)	CORPUS AD PROSEQUENDUM;
Defendants.	)	EXHIBITS "A" AND "B"; AND
	)	ORDER

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APPLICATION AND ORDER REGARDING TEMPORARY  
 TRANSFER OF CUSTODY TO THE STATE OF HAWAII  
 REGARDING WRIT OF HABEAS CORPUS AD PROSEQUENDUM

JASON M. SKIER, Deputy Prosecuting Attorney for the County and State of Hawai'i, hereby moves the Honorable Court for an Order authorizing the temporary transfer of custody of MICHAEL MIYASATO, from the United States Marshal Service, District of Hawai'i, to State of Hawai'i Officials on April 3, 2006.

Defendant MICHAEL MIYASATO is now detained in the custody of the United States Marshal Service, District of Hawai'i, awaiting a jury trial.

Defendant MICHAEL MIYASATO has a change of plea hearing before the Honorable Greg K. Nakamura, Judge of the Circuit Court of the Third Circuit,

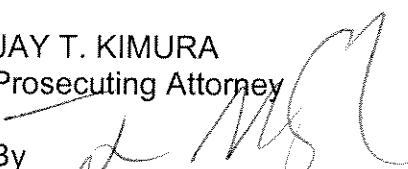
State of Hawai'i, under Cr. No. 05-1-0402, currently scheduled for April 3, 2006, at 1:00 p.m.

The State of Hawai'i has received approval for a temporary transfer of custody from the Assistant United States Attorney handling the above matter. (See, Exhibit "A")

This Application requests that the Court grant a temporary transfer of custody from the United States Marshal Service, District of Hawai'i, to State of Hawai'i Officials, based on the State of Hawai'i's Petition for Writ of Habeas Corpus Ad Prosequendum filed on March 14, 2006, filed under Cr. No. 05-1-0402, in the Circuit Court of the Third Circuit, State of Hawai'i. (See Exhibit "B")

Upon completion of said hearing, Defendant MICHAEL MIYASATO will be returned to the United States Marshal Service, District of Hawai'i, that same day or as soon as possible thereafter.

DATED: Hilo, Hawai'i, MAR 16 2006.

By JAY T. KIMURA  
Prosecuting Attorney  
  
By   
JASON M. SKIER  
Deputy Prosecuting Attorney  
County of Hawai'i